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Attorneys for Plaintiff
CHONG'S PRODUCE, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CHONG'S PRODUCE, INC.

Plaintiff,

v.

PREMIUM FRESH FARMS, LLC, a California
limited liability company; EMMITT PFOST, an
individual; SALVADOR P. TARANTINO, an
individual; PAUL E. DUNHAM, an individual;
PDP ASSOCIATES, LLC, a California limited
liability company; and AG HARVESTING &
TECHNOLOGIES, LLC, a California limited
liability company;

Defendants.

Case No. C-09-01013 JW

**STIPULATION TO MODIFY
SCHEDULING ORDER**

In accordance with Judge Ware's Order dated July 1, 2009, summary judgment motions were to be heard on **October 19, 2009 at 9:00 a.m.**

At the time of the order, it was anticipated that the parties would have completed a mediation well in advance of the October 19, 2009 date. However, given that a new party was recently served (Salvador P. Tarantino) and the mediation has been postponed, the parties stipulate to a short modification of the scheduling order to allow them to attempt mediation before filing summary judgment motions. The current mediation cut-off is October 12, 2009, and the mediation

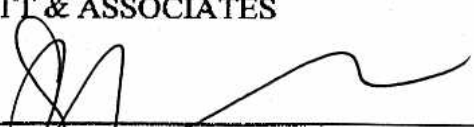
1 is expected to occur on September 30 or October 1, 2009. The parties are in agreement that the date
2 of the summary judgment motions should be continued to **November 30, 2009 at 9:00 a.m.**

3 **IT IS SO STIPULATED.**

4 PRATT & ASSOCIATES

5 Dated: August 18, 2009

6 By


Susan E. Bishop, Attorneys for Plaintiff Chong's
Produce, Inc.

8 Dated: August 18, 2009

LAW OFFICE OF CLYDE C. PEARCE

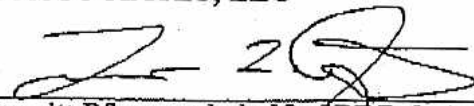
10 By

Clyde C. Pearce, Attorneys for Defendants
Premium Fresh Farms, LLC and AG Harvesting
& Technologies, LLC.

12 PDP & ASSOCIATES, LLC

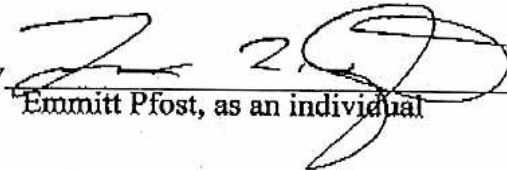
14 Dated: August 18, 2009

15 By


Emmitt Pfof, on behalf of PDP & Associates,
LLC

16 Dated: August 18, 2009

17 By


Emmitt Pfof, as an individual

18 *** ORDER ***

19 The Court finds good cause to grant a brief extension so that the parties may participate in
20 mediation efforts. The hearing on anticipated Motions for Summary Judgment is continued from
21 October 19, 2009 to **October 26, 2009 at 9 a.m.** The moving party shall notice and file its Motion in
22 accordance with the Civil Local Rules of the Court.
23

25 Dated: September 1, 2009

26 
JAMES WARE

United States District Judge